

#3

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Pierre MONSAN et al.

Conf.

Application No. NEW NATIONAL PHASE

Group

Filed March 14, 2005

Examiner

USE OF PREBIOTICS FOR THE TREATMENT AND PREVENTION OF
HYPERGLYCAEMIC SYNDROMES**INFORMATION DISCLOSURE STATEMENT
(SUBMISSION CONCURRENT WITH THE
FILING OF A NEW PATENT APPLICATION)**Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 14, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, and in fulfillment of the duty of disclosure under 37 C.F.R. § 1.56, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- ☒ Copies of the U.S. patents or publications are not submitted since the USPTO has waived their submission for applications filed after June 30, 2003.
- ☒ Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- ☐ This application is a National Phase of a PCT application. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should have been forwarded from the International Search Authority pursuant to the trilateral agreement between the USPTO, EPO and JPO, or they are U.S. patents or U.S. published applications. If copies are needed, please contact the undersigned.

III. CONCISE EXPLANATION OF THE RELEVANCE
(check at least one box)a. ☒ **DOCUMENTS IN THE ENGLISH LANGUAGE**

The non U.S. patents, non U.S. patent application publications, foreign publications, or other information in the English language do not require a statement of relevancy.

b. ☐ **DOCUMENTS NOT IN THE ENGLISH LANGUAGE**

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

c. ☒ **FOREIGN SEARCH REPORT OR ACTION**

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(A)(3).

d. ☒ **OTHER**

The following additional information is provided for the Examiner's consideration.

French Search Report

FEES

This Information Disclosure Statement is being filed concurrently with the filing of a new patent application; therefore, no fee is required.

If The Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned.

Respectfully submitted,

YOUNG & THOMPSON

Benoit Castel

Benoit Castel, Reg. No. 35,041
745 South 23rd Street
Arlington, VA 22202
Telephone (703) 521-2297
Telefax (703) 685-0573
(703) 979-4709

BC/ia

Enclosures: ☒ Form PTO-1449(s)
☒ Documents
☒ Foreign Search Report
☒ Other: French Search Report

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Attorney Docket No.:
0508-1129

Application No. **40/527 819**
NEW NATIONAL PHASE

Applicant:
Pierre MONSAN et al.

Filing Date:
March 14, 2005

Group Art Unit:

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing date (if appropriate)
	5,817,634	10/6/1998	MEEZAN ET AL.			
	5,981,510	11/9/1999	INADA ET AL.			

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	DE 199 61 182	6/21/2001	GERMANY				
	EP 0 325 872	8/2/1989	EUROPE				
	EP 1 332 759	8/6/2003	EUROPE				
	EP 1 156 057	11/21/2001	EUROPE				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	ROBERFROID M B: "FUNCTIONAL FOODS: CONCEPTS AND APPLICATION TO INULIN AND OLIGOFRUCTOSE" BRITISH JOURNAL OF NUTRITION, CAMBRIDGE, GB, vol. 87, no. SUPPL 2, May 2002 (2002-05), pages S139-S143, XP009008910
	CHUNG C ET AL: "Glucooligosaccharides from Leuconostoc mesenteroides B-742, a potential prebiotic" ABSTRACTS OF THE GENERAL MEETING OF THE AMERICAN SOCIETY FOR MICROBIOLOGY, vol. 101, 2001, page 552, XP0009027712 & 101 st GENERAL MEETING OF THE AMERICAN SOCIETY FOR MICROBIOLOGY, ORLANDO, FL, USA; MAY 20-24, 2001 ISSN: 1060-2011
	BOUCHER J ET AL: "Effect of non-digestible gluco-oligosaccharides on glucose sensitivity in high fat diet fed mice." JOURNAL OF PHYSIOLOGY AND BIOCHEMISTRY. SEP 2003, vol. 59, no. 3, September 2003 (2003-09), pages 169-173, XP0009027711 ISSN: 1138-7548
	ROBERFROID M B: "Prebiotics and probiotics: are they functional foods?" THE AMERICAN JOURNAL OF CLINICAL NUTRITION. JUN 2000, vol. 71, no. 6 Suppl, june 2000 (2000-06), pages 1682S-7S; disc, XP0001180260 ISSN: 0002-9165

EXAMINER:

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

* English language abstract provided for the Examiner's convenience